



N A R U C  
National Association of Regulatory Utility Commissioners

April 22, 2008

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

*RE: In the Matter of Special Access Rates for Price Cap Local Exchange Carriers  
WC Docket No. 05-25*

*Attached NARUC "Acknowledgement of Confidentiality" for access to  
confidential materials filed by the party listed on the attached Certificate of  
Service for **Peter Bluhm**.*

Dear Secretary Dortch:

The National Association of Regulatory Utility Commissioners (NARUC) is considering whether to file late comments in WC Docket No. 05-25. The National Regulatory Research Institute has agreed to complete a study on this subject. I am assisting NRRI's Peter Bluhm as part of that process by serving and e-mailing the attached acknowledgement. Previously, while an employee of the Vermont Public Service Board, Mr. Bluhm executed, filed, and served an acknowledgement in this docket. However, since he is no longer employed by the Vermont Board, out of an abundance of caution, he decided to refile another acknowledgement listing his new employer. I am serving two copies of a cover letter and the executed *Acknowledgement of Confidentiality* for **Mr. Peter Bluhm**, by first class mail, postage prepaid, upon the submitting parties listed in the attached *Certificate of Service*.

I have also filed the items I served on the listed parties – along with this cover letter with the FCC and e-mailed copies of both to the FCC's Margaret Dailey and Pamela Arluk.

If you have any questions, please feel free to contact Brad Ramsay at 202.898.2207 or via e-mail at [jramsay@naruc.org](mailto:jramsay@naruc.org).

Sincerely,

James Bradford Ramsay  
General Counsel

National Association of Regulatory Utility Commissioners



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confidential materials filed by the party listed on the attached Certificate of  
Service for **Peter Bluhm**.*

Dear Secretary Dortch:

The National Association of Regulatory Utility Commissioners (NARUC) is considering whether to file late comments in WC Docket No. 05-25. The National Regulatory Research Institute has agreed to complete a study on this subject. I am assisting them in this endeavor. As per the *Protective Order*, attached as Appendix A to the FCC's June 8, 2005 released Order in the proceeding captioned *In the Matter of Special Access Rates for Price Cap Local Exchange Carriers* WC Docket No. 05-25, I have done the following:

- Executed the *Acknowledgement of Confidentiality* attached as Appendix B to the June 8<sup>th</sup> Order,
- Assured that two copies of this cover letter and the attached *Acknowledgement of Confidentiality* have been served via 1<sup>st</sup> class mail, postage prepaid, upon the submitting parties listed in the attached *Certificate of Service*,
- Filed this letter and the *Acknowledgement of Confidentiality* with the FCC, and
- E-mailed copies of both to FCC's Margaret Dailey and Pamela Arluk.

If you have any questions, please feel free to contact me at 802.229.0130.

Sincerely,

Peter Bluhm  
National Regulatory Research Institute

## APPENDIX B

## Acknowledgment of Confidentiality

WC Docket No. 05-25

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the above-referenced proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the Protective Order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 4 of the foregoing Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 1 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of paragraph 9 of the Protective Order, and I certify that I have verified that there are in place procedures, at my firm or office, to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Order or Protective Order.

Executed at Middlesex, Vermont this 8<sup>th</sup> day of April, 2008.

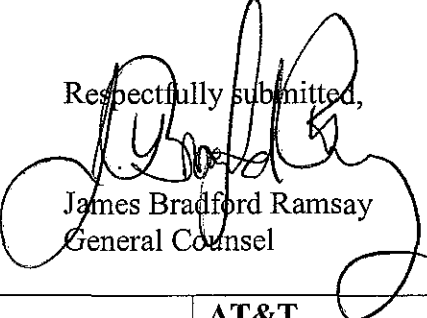


Peter Bluhm  
Director, Telecommunications Research and Policy  
566 East Hill Road  
Middlesex, VT 05602  
802 229 0130

## CERTIFICATE OF SERVICE

Pursuant to Rule 7 of the Protective Order, Appendix A, of WC Docket No. 05-25 of the Federal Communications Commission, I hereby certify that I have this 22th day of April, 2008, served the foregoing Acknowledgement of Confidentiality by first class mail, postage prepaid, upon all Submitting Parties to this docket. Those parties served are set forth on the attached list of parties. I have also served the foregoing document by first class mail delivery to the Secretary's office at the Federal Communications Commission.

Respectfully submitted,

  
James Bradford Ramsay  
General Counsel

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### XO Communications, LLC; Covad Communications Group, Inc.; and NuVox, Inc.

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*Their Counsel*

<p><b><u>ATX Communications, Inc.; Bridgecom International, Inc.; Broadview Networks, Inc.; Cavalier Telephone, LLC; DeltaCom, Inc.; Integra Telecom, Inc.; Lightyear, Inc.; McLeodUSA Telecommunications Services, Inc.; Penn Telecom, Inc.; RCN Telecom Services, Inc.; Savvis, Inc.; and U.S. Telepacific Corp. d/b/a Telepacific Communications</u></b></p> <p>Andrew D. Lipman Eric J. Branfman Patrick J. Donovan Philip J. Macres Bingham McCutchen LLP 2020 K Street NW Washington, DC 20006 <i>Their Counsel</i></p>	<p><b><u>FCC</u></b></p> <p>Margaret Dailey* Pricing Policy Division Wireline Competition Bureau Federal Communications Commission 445 12th Street SW Washington, DC 20554 Margaret.Dailey@fcc.gov</p> <p>Pamela Arluk* Pricing Policy Division Wireline Competition Bureau Federal Communications Commission 445 12th Street SW Washington, DC 20554 Pamela.Arluk@fcc.gov</p>
<p><b><u>Time Warner Telecom Inc. and One Communications Corp.</u></b></p> <p>Thomas Jones Jonathan Lechter Willkie Farr &amp; Gallagher LLP 1875 K Street NW Washington, DC 20006 <i>Their Counsel</i></p>	<p><b><u>BCPI</u></b></p> <p>Best Copy and Printing, Inc. Portals II 445 12th Street SW Washington, DC 20554 fcc@bcpiweb.com</p>
<p><b><u>Embarq</u></b></p> <p>Craig T. Smith Senior Counsel Embarq 5454 West 110th Street Overland Park, KS 66211 Craig.T.Smith@embarq.com</p>	